

MESSAGE NO: 4238201 MESSAGE DATE: 08/25/2004

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-122-851

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/23/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF PRELIMINARY NEGATIVE DETERMINATION IN THE COUNTERVAILING
DUTY INVESTIGATION OF LIVE SWINE FROM CANADA (C-122-851).

MESSAGE NO: 4238201

DATE: 08 25 2004

CATEGORY: CVD

TYPE: PRE

REFERENCE:

REFERENCE DATE:

CASES: C - 122 - 851

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PERIOD COVERED: 08 23 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF PRELIMINARY NEGATIVE DETERMINATION IN THE
COUNTERVAILING DUTY INVESTIGATION OF LIVE SWINE
FROM CANADA (C-122-851).

1. ON AUGUST 23, 2004, THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER THE NOTICE OF PRELIMINARY NEGATIVE
COUNTERVAILING DUTY DETERMINATION AND ALIGNMENT OF FINAL
COUNTERVAILING DUTY DETERMINATION WITH FINAL ANTIDUMPING DUTY
DETERMINATION FOR LIVE SWINE FROM CANADA (69 FR 51800).

2. THE MERCHANDISE COVERED BY THIS INVESTIGATION IS ALL LIVE
SWINE FROM CANADA EXCEPT BREEDING STOCK SWINE. LIVE SWINE ARE

DEFINED AS FOUR-LEGGED, MONOGASTRIC (SINGLE-CHAMBERED STOMACH), LITTER-BEARING (LITTERS TYPICALLY RANGE FROM 8 TO 12 ANIMALS), OF THE SPECIES SUS SCROFA DOMESTICUS. THIS MERCHANDISE IS CURRENTLY CLASSIFIABLE UNDER HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") SUBHEADINGS 0103.91.00 AND 0103.92.00.

SPECIFICALLY EXCLUDED FROM THIS SCOPE ARE BREEDING STOCK, INCLUDING U.S. DEPARTMENT OF AGRICULTURE ("USDA") CERTIFIED PUREBRED BREEDING STOCK AND ALL OTHER BREEDING STOCK. THE DESIGNATION OF THE PRODUCT AS "BREEDING STOCK" INDICATES THE ACCEPTABILITY OF THE PRODUCT FOR USE AS BREEDING LIVE SWINE. THIS DESIGNATION IS PRESUMED TO INDICATE THAT THESE PRODUCTS ARE BEING USED FOR BREEDING STOCK ONLY. HOWEVER, SHOULD THE PETITIONERS OR OTHER INTERESTED PARTIES PROVIDE A REASONABLE BASIS TO BELIEVE OR SUSPECT THAT THERE EXISTS A PATTERN OF IMPORTATION OF SUCH PRODUCTS FOR OTHER THAN THIS APPLICATION, END-USE CERTIFICATION FOR THE IMPORTATION OF SUCH PRODUCTS MAY BE REQUIRED.

ALTHOUGH THE HTSUS HEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER C-122-851.

4. NO SUSPENSION OF LIQUIDATION IS REQUIRED AT THIS TIME.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O1:MM).

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party